

Fill in this information to identify your case:

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF NEW YORK

Case number (if known)

Chapter 11

Check if this an
amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/20

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

| | | | |
|--|---|---|--|
| 1. Debtor's name | <u>F&O Lexington LLC</u> | | |
| 2. All other names debtor used in the last 8 years | Include any assumed names, trade names and doing business as names | | |
| 3. Debtor's federal Employer Identification Number (EIN) | <u>47-4170821</u> | | |
| 4. Debtor's address | Principal place of business <u>808 Lexington Avenue</u> <u>New York, NY 10065</u> Number, Street, City, State & ZIP Code | Mailing address, if different from principal place of business <u>254 West 31st Atreet, 7th Floor</u> <u>New York, NY 10001</u> P.O. Box, Number, Street, City, State & ZIP Code | |
| | <u>New York</u> County | Location of principal assets, if different from principal place of business Number, Street, City, State & ZIP Code | |
| 5. Debtor's website (URL) | | | |
| 6. Type of debtor | <input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other. Specify: _____ | | |

Debtor

F&O Lexington LLC

Name

Case number (if known)

7. Describe debtor's business

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
 Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
 Railroad (as defined in 11 U.S.C. § 101(44))
 Stockbroker (as defined in 11 U.S.C. § 101(53A))
 Commodity Broker (as defined in 11 U.S.C. § 101(6))
 Clearing Bank (as defined in 11 U.S.C. § 781(3))
 None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
 Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
 Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.

See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.**7225**

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- Chapter 7
 Chapter 9
 Chapter 11. Check all that apply:

- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
 The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, and it chooses to proceed under Subchapter V of Chapter 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
 A plan is being filed with this petition.
 Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
 The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
 The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

 No. Yes.

If more than 2 cases, attach a separate list.

| | | | |
|----------|------|-------------|--|
| District | When | Case number | |
| District | When | Case number | |

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

 No Yes.

List all cases. If more than 1, attach a separate list

| | | | |
|----------|----------------|-----------------------|--|
| Debtor | See Attachment | Relationship | |
| District | When | Case number, if known | |

Debtor

F&O Lexington LLC

Name

Case number (if known)

11. Why is the case filed in this district? Check all that apply:

- Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention? No Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention? (Check all that apply.)**

- It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?

- It needs to be physically secured or protected from the weather.

- It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

 Other _____**Where is the property?**

Number, Street, City, State & ZIP Code

Is the property insured? No Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds** Check one: Funds will be available for distribution to unsecured creditors. After any administrative expenses are paid, no funds will be available to unsecured creditors.**14. Estimated number of creditors**

- 1-49
 50-99
 100-199
 200-999

- 1,000-5,000
 5,001-10,000
 10,001-25,000

- 25,001-50,000
 50,001-100,000
 More than 100,000

15. Estimated Assets

- \$0 - \$50,000
 \$50,001 - \$100,000
 \$100,001 - \$500,000
 \$500,001 - \$1 million

- \$1,000,001 - \$10 million
 \$10,000,001 - \$50 million
 \$50,000,001 - \$100 million
 \$100,000,001 - \$500 million

- \$500,000,001 - \$1 billion
 \$1,000,000,001 - \$10 billion
 \$10,000,000,001 - \$50 billion
 More than \$50 billion

16. Estimated liabilities

- \$0 - \$50,000
 \$50,001 - \$100,000
 \$100,001 - \$500,000
 \$500,001 - \$1 million

- \$1,000,001 - \$10 million
 \$10,000,001 - \$50 million
 \$50,000,001 - \$100 million
 \$100,000,001 - \$500 million

- \$500,000,001 - \$1 billion
 \$1,000,000,001 - \$10 billion
 \$10,000,000,001 - \$50 billion
 More than \$50 billion

Debtor

F&O Lexington LLC

Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 3, 2020
MM / DD / YYYY

/s/ Alexis Blair

Signature of authorized representative of debtor

Alexis Blair

Printed name

Title CEO

18. Signature of attorney

/s/ Robert L. Rattet

Signature of attorney for debtor

Date July 3, 2020

MM / DD / YYYY

Robert L. Rattet

Printed name

Davidoff Hutcher & Citron LLP

Firm name

605 Third Avenue

34th Floor

New York, NY 10158

Number, Street, City, State & ZIP Code

Contact phone 212 557 7200

Email address rir@dhclegal.com

1674118 NY

Bar number and State

Debtor

F&O Lexington LLC

Name

Case number (*if known*) _____**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF NEW YORK

Case number (*if known*) _____Chapter 11 Check if this an amended filing**FORM 201. VOLUNTARY PETITION****Pending Bankruptcy Cases Attachment**

| | | | |
|----------|------------------------------|-----------------------|-----------------|
| Debtor | <u>F&O Scarsdale LLC</u> | Relationship to you | Affiliate |
| District | <u>SDNY</u> | Case number, if known | <u>20-22808</u> |
| Debtor | <u>See attached</u> | Relationship to you | _____ |
| District | When _____ | Case number, if known | _____ |

SCHEDULE OF CASES BEING FILED BY DEBTOR AND AFFILIATES:

F&O SCARSDALE LLC

LUXURY DINING GROUP LLC

FIG & OLIVE HOLDING LLC

FIG & OLIVE USA INC.

F&O LEXINGTON LLC

FIG & OLIVE THIRTEEN STREET LLC

FIG & OLIVE FIFTH AVENUE LLC

F&O HOUSTON LLC

F&O NEWPORT BEACH LLC

F&O MELROSE PLACE INC.

F&O LOS ANGELES INC.

Fill in this information to identify the case:

Debtor name F&O Lexington LLC

United States Bankruptcy Court for the: SOUTHERN DISTRICT OF NEW YORK

Case number (if known) _____

Check if this is an amended filing

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- Schedule A/B: Assets—Real and Personal Property (Official Form 206A/B)
- Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)
- Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)
- Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)
- Schedule H: Codebtors (Official Form 206H)
- Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)
- Amended Schedule
- Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)
- Other document that requires a declaration _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 3, 2020

X /s/ Alexis Blair

Signature of individual signing on behalf of debtor

Alexis Blair
Printed name

CEO
Position or relationship to debtor

Fill in this information to identify the case:

Debtor name **F&O Lexington LLC**
 United States Bankruptcy Court for the: **SOUTHERN DISTRICT OF NEW YORK**
 Case number (if known): _____

Check if this is an
amended filing

Official Form 204**Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders**

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

| Name of creditor and complete mailing address, including zip code | Name, telephone number and email address of creditor contact | Nature of claim (for example, trade debts, bank loans, professional services, and government contracts) | Indicate if claim is contingent, unliquidated, or disputed | Amount of claim | | |
|--|--|---|--|-----------------------------------|---|-----------------|
| | | | | Total claim, if partially secured | Deduction for value of collateral or setoff | Unsecured claim |
| 808 Lexington Realty LLC c/o T&T Realty Management LLC 419 Lafayette Street 5th Floor New York, NY 10003 | | Rent | Unliquidated Disputed | | | \$132,829.63 |
| A&L Recycling 38-40 Review Ave. Long Island City, NY 11101 | | | | | | \$326.63 |
| Action Carting PO Box 554744 Detroit, MI 48255 | | | | | | \$56.62 |
| ADT Security Services PO Box 371878 Pittsburgh, PA 15250 | | | | | | \$248.40 |
| Food Authority 3400 Lawson Blvd Oceanside, NY 11572 | | | | | | \$11.70 |
| I. Halper Paper & Supplies 51 Hook Rd. Bayonne, NJ 07002 | | | | | | \$1,593.33 |
| Millpress Imports 2146 City Line Rd Bethlehem, PA 18017 | | | | | | \$1,156.00 |
| NYS Dept of Tax and Finance Bankruptcy Section PO Box 5300 Albany, NY 12205 | | Sales taxes | | | | \$24,591.92 |

| Debtor <u>F&O Lexington LLC</u> Name | | | | Case number (if known) | | | |
|---|--|---|--|--|---|-----------------|--|
| Name of creditor and complete mailing address, including zip code | Name, telephone number and email address of creditor contact | Nature of claim (for example, trade debts, bank loans, professional services, | Indicate if claim is contingent, unliquidated, or disputed | Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim. | | | |
| | | | | Total claim, if partially secured | Deduction for value of collateral or setoff | Unsecured claim | |
| Peace of Mind Pest Control 142 Bay 44th Street Brooklyn, NY 11214 | | | | | | \$784.30 | |
| Queens Window Cleaning LI Inc. PO Box 1131 Melville, NY 11747 | | | | | | \$27.22 | |
| W.B. Mason PO Box 981101 Boston, MA 02298 | | | | | | \$54.71 | |

United States Bankruptcy Court
Southern District of New York

In re F&O Lexington LLC

Debtor(s)

Case No.
Chapter

11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

| Name and last known address or place of business of holder | Security Class | Number of Securities | Kind of Interest |
|--|----------------|----------------------|------------------|
| Fig & Olive Holding LLC | | 100% | membership |

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **CEO** of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date July 3, 2020

Signature /s/ Alexis Blair
Alexis Blair

Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571.

United States Bankruptcy Court
Southern District of New York

In re F&O Lexington LLC

Debtor(s)

Case No.
Chapter

11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for F&O Lexington LLC in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

Fig & Olive Holding LLC

None [Check if applicable]

July 3, 2020

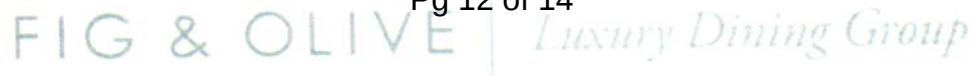
Date

/s/ Robert L. Rattet

Robert L. Rattet

Signature of Attorney or Litigant
Counsel for F&O Lexington LLC

Davidoff Hutcher & Citron LLP
605 Third Avenue
34th Floor
New York, NY 10158
212 557 7200 Fax:212 286 1884
rlr@dhclegal.com



STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION F&O LEXINGTON LLC

I, **Alexis Blair** declare under penalty of perjury that I am the CEO of F&O Lexington LLC and that the following is a true and correct copy of the resolutions adopted by the Board of Managers of said Company at a special meeting duly called and held on the 2 day of July, 2020.

"Whereas, it is in the best interest of this Company to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Alexis Blair**, CEO of this Company, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case on behalf of the Company; and

Be It Further Resolved, that **Alexis Blair**, CEO of this Company is authorized and directed to appear in all bankruptcy proceedings on behalf of the Company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the Company in connection with such bankruptcy case, and

Be It Further Resolved, that **Alexis Blair**, CEO of this Company is authorized and directed to employ **Robert L. Rattet**, attorney and the law firm of **Davidoff Hutcher & Citron LLP** to represent the Company in such bankruptcy case."

Date

7/2/20

Signed

A handwritten signature in black ink, appearing to read "A. Blair".

NEW YORK LOS ANGELES NEWPORT BEACH CHICAGO D C HOUSTON

254 West 31 Street, 7th Floor, New York, NY 10001

figandolive.com

United States Bankruptcy Court
Southern District of New York

In re F&O Lexington LLC

Debtor(s)

Case No.
Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the CEO of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: July 3, 2020

/s/ Alexis Blair
Alexis Blair/CEO
Signer>Title

808 Lexington Avenue
20-22812-shly Doc 1 Filed 07/03/20 Entered 07/03/20 12:11:52 Main Document
c/o T&T Realty Management LLC 59 Maiden Lane, Suite 1400
419 Lafayette Street Pg 14 of 149th Fl.
5th Floor
New York, NY 10038

A&L Recycling
38-40 Review Ave.
Long Island City, NY 11101

NYC Law Department
100 Church Street
New York, NY 10007

Action Carting
PO Box 554744
Detroit, MI 48255

NYS Dept of Tax and Finance
Bankruptcy Section
PO Box 5300
Albany, NY 12205

ADT Security Services
PO Box 371878
Pittsburgh, PA 15250

NYS Dept. of Taxation & Finance
Attn: Office of Counsel, Bldg. 9
W.A. Harriman State Campus
Albany, NY 12227

American Express Bank FSB
4315 South 2700 West
Salt Lake City, UT 84184

Office of the U.S. Trustee
201 Varick Street, Room 1006
New York, NY 10014

Ecolab
1 Ecolab Place
Saint Paul, MN 55102

Peace of Mind Pest Control
142 Bay 44th Street
Brooklyn, NY 11214

Food Authority
3400 Lawson Blvd
Oceanside, NY 11572

Queens Window Cleaning LI Inc.
PO Box 1131
Melville, NY 11747

I. Halper Paper & Supplies
51 Hook Rd.
Bayonne, NJ 07002

US Foods, Inc.
1051 Amboy Avenue
Perth Amboy, NJ 08861

Internal Revenue Service
Centralized Insolvency Options
P.O. Box 7346
Philadelphia, PA 19101-7346

W.B. Mason
PO Box 981101
Boston, MA 02298

Millpress Imports
2146 City Line Rd
Bethlehem, PA 18017